David Karl Gross, ABA #9611065 Birch Horton Bittner & Cherot 510 L Street, Suite 700 Anchorage, AK 99501 Telephone: 907.276.1550 dgross@bhb.com

Edward E. McNally, ABA #9203003 Marc E. Kasowitz (Pro Hac Vice) David J. Abrams (Pro Hac Vice) David E. Ross (Pro Hac Vice) Hector Torres (Pro Hac Vice) Kim Conroy (Pro Hac Vice) Kasowitz Benson Torres LLP 1633 Broadway New York, NY 10019

Telephone: 212.542.4757 emcnally@kasowitz.com mkasowitz@kasowitz.com dabrams@kasowitz.com dross@kasowitz.com htorres@kasowitz.com kconroy@kasowitz.com

Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA

KLOOSTERBOER INTERNATIONAL FORWARDING LLC and ALASKA REEFER MANAGEMENT LLC,	}
Plaintiffs,	Case No.: 3:21-cv-00198 (SLG)
vs. U.S.A., U.S. DEPT. OF HOMELAND	}
SECURITY, U.S. CUSTOMS AND BORDER PROTECTION, and TROY A. MILLER, Acting Commissioner,	
Defendants.	

KLOOSTERBOER V. UNITED STATES OF AMERICA, ET AL. CASE NO. 3:21-cv-00198 (SLG) DECLARATION OF SERVICE 01127492.DOCX

PAGE 1 OF 3

DECLARATION OF SERVICE

STATE OF ALASKA)
) ss:
Third Judicial District)

The undersigned, David Karl Gross, being first duly sworn on oath, depose and state as follows:

- 1. I am attorney of record for Plaintiffs in the above-captioned action.
- 2. Service of the Complaint, Summons and Notice of Judicial Assignment, Motion for Temporary Restraining Order and Preliminary Injunction, Motion to File Overlength Memorandum, and Motion for Expedited Consideration, was effected via personal service on Bryan Wilson, U.S. Attorney, for Defendants the United States of America, U.S. Department of Homeland Security, U.S. Customs & Border Protection, and Troy A. Miller, on September 3, 2021. Copies of the Returns of Service are attached.

FURTHER YOUR DECLARANT SAYETH NAUGHT.

BIRCH HORTON BITTNER & CHEROT Attorneys for Plaintiffs

By: /s/ David Karl Gross David Karl Gross, ABA #9611065

KLOOSTERBOER V. UNITED STATES OF AMERICA, ET AL. CASE NO. 3:21-cv-00198 (SLG) DECLARATION OF SERVICE 01127492.DOCX

PAGE 2 OF 3

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 28th day of September, 2021 a true and correct copy of the foregoing was served via the Court's CM/ECF electronic filing system, on the following:

Seth M. Beausang, Asst. U.S. Attorney Christine Dollerhide, Asst. U.S. Attorney U.S. Attorney's Office seth.beausang@usdoj.gov christine.dollerhide@usdoj.gov

BIRCH HORTON BITTNER & CHEROT

By: /s/ David Karl Gross

IN THE DISTRICT COURT FOR THE STATE OF ALASKA THIRD JUDICIAL DISTRICT, AT ANCHORAGE

KLOOSTERBOER INT'L FORWARDING LL	.C, ET. AL.,)	
-VS-	Plaintiff(s))	
USA, ET. AL.,) RETURN OF	SERVICE
	Defendant(s))))	

Case No: 3:21-CV-00198-SLG

I certify that on Friday, September 3, 2021 at 1:45 PM I served the following documents SUMMONS, COMPLAINT, MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION, MOTION TO FILE OVERLENGTH MEMORANDUM, MOTION FOR EXPEDITED CONSIDERATION

on the therein named UNITED STATES OF AMERICA

at 222 W 7TH AVE. RM. 253 in Anchorage. Alaska by leaving a true and correct copy with BRYAN WILSON, U. S. ATTORNEY

Process Server /

GABRIELLE IDE

(SEAL)

SUBSCRIBED AND SWORN to me this day of Friday, September 3, 2021

Notary Public in and for the State of Alaska

My Commission Expires: 2/16/25

Attorney: BIRCH, HORTON, BITTNER & CHEROT

510 L. STREET #700

ANCHORAGE, AK. 99501

Attention:

TRINA

File No:

Service Fee:

\$45.00 RULE 11(a)(1)(ii)

Mileage:

RULE 11(a)(7)

Endeavor:

Endeavor:

Total:

\$45.00

(Invoice) No: 103653

Attorneys Process Service

645 G Street Ste 100 PMB 585

Anchorage, AK. 99501

Phone (907) 276-2237

IN THE U.S. DISTRICT COURT FOR THE STATE OF ALASKA THIRD JUDICIAL DISTRICT, AT ANCHORAGE

KLOOSTERB	OER INT'L FORWARDING LLC	C, ET. AL.,)		
-VS- USA, ET. AL.,		Plaintiff(s)))))	RETURN OF SE	RVICE
		Defendant(s)) _)		
Case No: 3:21	-CV-00198-SLG				
I certify that of	Friday, September 3, 2021	at <u>1:45 PM</u> Is	erved the follow	ing documents	
	COMPLAINT, MOTION FOR TE FILE OVERLENGTH MEMORA				RY INJUNCTION,
on the therein	named U.S. DEPARTMENT	OF HOMELAND	SECURITY		
				orrect copy with	
	at 222 W 7TH AVE. RM. 253 in Anchorage, Alaska by leaving a true and correct copy with BRYAN WILSON, U. S. ATTORNEY				
				Process Server /	GABRIELLE IDE
SUBSCRIBE	O AND SWORN to me this day	of Friday Sep	tember 3, 2021		
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				Notary Public in and for	7
Attorney:	BIRCH, HORTON, BITTNER & 510 L. STREET #700 ANCHORAGE, AK. 99501	& CHEROT		My Commission Expire	s: 2/16/25
Attention:	TRINA	THII!	T. IDE	ž.	(SEAL)
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Endeavor:		11/13	TE OF ALAST	Anchorage, A	K. 99501
Endeavor:		1/	Thuman, I	Phone (907)	276-2237

\$65.00

(Invoice) No: 103650

Total:

IN THE U.S. DISTRICT COURT FOR THE STATE OF ALASKA THIRD JUDICIAL DISTRICT, AT ANCHORAGE

KLOOSTERB	OER INT'L FORWARDING LLC	C, ET. AL.,)		
-VS- USA, ET. AL.,		Plaintiff(s)))))	RETURN OF SERVICE	
		Defendant(s))) _)		
Case No: 3:21	-CV-00198-SLG				
I certify that on Friday, September 3, 2021 at 1:45 PM I served the following documents SUMMONS, COMPLAINT, MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION, MOTION TO FILE OVERLENGTH MEMORANDUM, MOTION FOR EXPEDITED CONSIDERATION					
on the therein named <u>U.S. CUSTOMS & BORDER PROTECTION</u> at <u>222 W 7TH AVE. RM. 253</u> in <u>Anchorage</u> , Alaska by leaving a true and correct copy with BRYAN WILSON, U. S. ATTORNEY					
				Process Server / GABRIELLE IDE	
SUBSCRIBE	O AND SWORN to me this day			Process Server / GABRIELLE IDE Notary Public in and for the State of Alaska	
Attorney:	BIRCH, HORTON, BITTNER 8 510 L. STREET #700 ANCHORAGE, AK. 99501	& CHEROT	T. IDE	My Commission Expires: 2/16/25	
Attention:	TRINA	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	HOTARY	(SEAL)	
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Endeavor: Endeavor:				Phone (907) 276-2237	

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(Invoice) No: 103651

Total:

IN THE U.S. DISTRICT COURT FOR THE STATE OF ALASKA THIRD JUDICIAL DISTRICT, AT ANCHORAGE

KLOOSTERB	OER INT'L FORWARDING LLC	, ET. AL.,)		
-VS- USA, ET. AL.		Plaintiff(s))))))	RETURN OF SERVICE	
		Defendant(s)		
Case No: 3:21	-CV-00198-SLG			
I certify that o	n Friday, September 3, 2021	at 1:45 PM I served the following	owing documents	
	COMPLAINT, MOTION FOR TE FILE OVERLENGTH MEMORA		ORDER AND PRELIMINARY INJUNCTION, DITED CONSIDERATION	
on the therein named TROY A. MILLER, ACTING COMMISSIONER at 222 W 7TH AVE. RM. 253 in Anchorage, Alaska by leaving a true and correct copy with BRYAN WILSON, U. S. ATTORNEY				
			Process Server / GABRIELLE IDE	
SUBSCRIBE	O AND SWORN to me this day o	of Friday, September 3, 202	21 MM	
Attorney:	BIRCH, HORTON, BITTNER 8 510 L. STREET #700 ANCHORAGE, AK. 99501	CHEROT NOTARY PUBLIC	Notary Public in and for the State of Alaska My Commission Expires: 2/11/25	
Attention:	TRINA	HOTARY	(SEAL)	
File No:		PUBLIC	Attorneys Process Service	
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Endeavor:			Phone (907) 276-2237	

(Invoice) No: 103652

Total: \$45.00